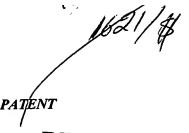


47578-CPA (71095)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED DEC 2 3 2002

In	re	ann	lication	of:
***	10	app		$\mathbf{o}_{\mathbf{I}}$.

G. Durant et al.

Application No.:

09/176,067

Group No.:

1621

TECH CENTER 1600/2900

Filed: For:

October 20, 1998

Examiner:

P. O'Sullivan

PHARMACEUTICALLY ACTIVE COMPOUNDS AND METHODS OF USE

Assistant Commissioner for Patents Washington, D.C. 20231

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. 1.136(a))

This is a petition for an extension of the time for a total period of 3 month to file a Request for Continued Examination (RCE) Transmittal

(indicate matter being extended)

NOTE: "Extensions of Time in Patent Cases (Supplement Amendments)--If a timely and complete response has beén filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

"If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of Dec. 10, 1985 (1061 O.G. 34-

NOTE: See 37 C.F.R. 1.645 for extensions of time in interference proceedings and 37 C.F.R. 1.550(c) for extensions of time in

reexamination proceedings.

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NOTE: An extension of time under 37 CFR 1.136(a)(1)is available unless:

"(i) Applicant is notified otherwise in an Office action;

"(ii) The reply is a reply brief submitted pursuant to § 1.193(b);

JAN 2 4 2003

TECH CENTER 1600/2900

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

FACSIMILE

X deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

450.00 OP

transmitted by facsimile to the Patent and Trademark Office.

Busan m Villon Signature

Date: ___12/13/02

Susan M. Dillon

(type or print name of person certifying)

12/19/2002 NMORAMM1 0000004C 69176067

(Petition and Fee for Extension of Time (37 C.F.R. 1.136(a)--page 1 of 3)

01 FC:2253

		"(iv) TF § 1.304	he reply is to a de !; or	ecision by the Boo	aring suomittea pursuar ird of Patent Appeals an rference declared pursu	d Interferences	s pursuant to §	5 1.196, § 1.197 o
2.	A resp	is file	n connection d herewith. een filed.	with the matt	er for which this e	extension is	requested:	
				(complete the f	Collowing, if applicable)			
NOTE:	processi applicat	ing in suction and c	ch a case, the p also include an	petition for exten express abandon	cation as a response ur sion of time should sp ment of the prior appl nuing application. Notic	pecifically refe lication conditi	er to the filing ioned upon th	g of a continuing e granting of the
		[]		ent conditione	of a continued pros d on the granting			
3.	Applic [X]	a sma	ll entity. than a small e	ntity.				
4.	Calcul	lation of	extension fee	e (37 C.F.R. 1.1	17(a)(1)-(5)):			
	Extens (month	hs) one m two m	nonths months nonths	S S S S	Fee for other than small entity 110.00 5 400.00 5 920.00 51,440.00 51,960.00		sn	ee for nall entity 55.00 200.00 460.00 720.00 980.00
	[]	nve m	ionuis	J	51,900.00	Fee \$_	460.00	
If an ac	dditiona	.1 extensi	ion of time is	required, pleas	e consider this a pe	tition therefo	or.	
			(check	and complete	the next item, if app	olicable)		
	[] \$				nas already been see I fee due for the tota		•	
Extens	ion fee	due with	this request	\$	160.00			

5. Extended period for response

filed, if	Based on the extension requested in this petition any), the extended period for response will expire	n (and that for which a previous petition has been on December 17, 2002 Date			
6.	Fee Payment				
NOTE:	If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986; 1065 O.G. 31-33.				
	[X] Attached is a check in the sum of \$ 460.00 . [X] Charge Account 04-1105 for any additional extension and/or fee required or cred for any excess fee paid.				
[] Charge fee to Account No.: This is a request to charge for any additional extension and/or fee required or credit for any excess fee paid. A duplicate copy of this petition is attached.					
		SIGNATURE OF PRACTITIONER			
Reg. N	To. 33,860	Peter F. Corless (type or print name of practitioner)			
Tel. No	o. (617) 439-4444	EDWARDS & ANGELL, LLP P.O. Box 9169 P.O. Address			
Custon	ner No.21874	Boston, Massachusetts 02209			

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